

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

AMERICAN REINSURANCE COMPANY;  
AMERICAN UNITED LIFE INSURANCE  
COMPANY; DORINCO REINSURANCE  
COMPANY; FIRST ALLMERICA FINANCIAL  
LIFE INSURANCE COMPANY; GUARDIAN LIFE  
INSURANCE COMPANY OF AMERICA;  
HARTFORD LIFE INSURANCE COMPANY;  
HOUSTON CASUALTY COMPANY; JOHN  
HANCOCK LIFE INSURANCE COMPANY  
(U.S.A.); INSURANCE CORPORATION OF  
HANNOVER; MONUMENTAL LIFE INSURANCE  
COMPANY; PAN AMERICAN LIFE INSURANCE  
COMPANY; PHOENIX LIFE INSURANCE  
COMPANY; RELIANCE STANDARD LIFE  
INSURANCE COMPANY; RELIASTAR LIFE  
INSURANCE COMPANY; SUN LIFE  
ASSURANCE COMPANY OF CANADA;  
SWISS RE LIFE & HEALTH AMERICA; AND  
TRANSAMERICA OCCIDENTAL LIFE  
INSURANCE COMPANY,

Plaintiffs,

v.

AMERICAN INTERNATIONAL GROUP INC.  
and TRENWICK AMERICA REINSURANCE  
CORPORATION,

Defendants

Civil Action No. 05-11840-MLW

**WITHDRAWAL OF NOTICE OF APPEAL**

Plaintiffs hereby withdraw their Notice of Appeal, dated September 29, 2006. Plaintiffs have determined that their notice was premature, as the orders appealed from<sup>1</sup> are neither a final

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<sup>1</sup> (1) The September 7, 2006 Order granting the defendant American International Group's Renewed Motion to Stay, (2) the September 7, 2006 Order granting defendant Trenwick America Reinsurance Corporation's Renewed Motion to Stay; and (3) the September 7, 2006 Order denying the plaintiffs' Renewed Motion to Remand.

decision on the merits nor collateral or interlocutory orders that are reviewable under currently recognized exceptions to the finality rule.

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LIFE INSURANCE COMPANY; PHOENIX LIFE  
INSURANCE COMPANY; RELIANCE  
STANDARD LIFE INSURANCE COMPANY;  
RELIASTAR LIFE INSURANCE COMPANY;  
SUN LIFE ASSURANCE COMPANY OF  
CANADA; SWISS RE LIFE & HEALTH  
AMERICA; AND TRANSAMERICA  
OCCIDENTAL LIFE INSURANCE COMPANY,

By their attorneys,

/s/Steven L. Schreckinger

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Dated: October 10, 2006

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by electronic means on October 10, 2006.

/s/ Steven L. Schreckinger  
Steven L. Schreckinger